

DECISION MEMORANDUM

**TO: COMMISSIONER KJELLANDER
COMMISSIONER RAPER
COMMISSIONER ANDERSON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL**

**FROM: JOHN R. HAMMOND JR.
DEPUTY ATTORNEY GENERAL**

DATE: SEPTEMBER 17, 2021

SUBJECT: IN THE MATTER OF IDAHO POWER COMPANY'S APPLICATION FOR APPROVAL OR REJECTION OF THE THIRD AMENDMENT TO THE ENERGY SALES AGREEMENT WITH RIVERSIDE INVESTMENTS I, LLC; CASE NO. IPC-E-21-29.

On August 26, 2021, Idaho Power Company ("Company") applied with the Commission requesting approval of the third amendment ("Third Amendment") to its Energy Sales Agreement ("ESA") with Riverside Investments I, LLC ("Seller") who sells energy to the Company from the Mora Drop Hydro Project ("Facility"). The Facility is a qualifying facility under the Public Utility Regulatory Policies Act of 1978. The Company and Seller have entered the Third Amendment to provide notice of Net Energy Amounts monthly adjustments, by the 25th of each month. The Company requests that this case be processed by Modified Procedure under the Commission's Rules of Procedure.

STAFF RECOMMENDATION

Staff recommends the Commission issue a Notice of Application and Notice of Modified Procedure and establish a 21-day comment deadline and a 7-day reply comment deadline.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application and Notice of Modified Procedure and establish a 21-day comment deadline and a 7-day reply comment deadline?



John R. Hammond Jr.
Deputy Attorney General